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EXTRAORDINARY

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PART II—Section 1

प्राविकार में प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या वी जाती है जिससे कि यह ग्रन्थ संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW
(Legislative Department)

New Delhi, the 7th October, 1967/Asvina 15, 1889 (Saka)

THE COURT-FEES (DELHI AMENDMENT)
ORDINANCE, 1967

NO. 7 OF 1967

Promulgated by the President in the Eighteenth Year of the Republic of India.

An Ordinance further to amend the Court-fees Act, 1870, as in force in the Union territory of Delhi.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. (1) This Ordinance may be called the Court-fees (Delhi Short title, extent and commencement) Ordinance, 1967.

(2) It extends to the whole of the Union territory of Delhi.

(3) It shall come into force at once.

~~Act 7 of
1870, as in
force in
Delhi, to be
temporarily
amended.~~ 2. During the period of operation of this Ordinance, the Court-fees Act, 1870, as in force in the Union territory of Delhi (hereinafter referred to as the principal Act), shall have effect subject to the amendments specified in sections 3 and 4.

~~Amendment
of section 4~~

3. In section 4 of the principal Act,—

(a) in the marginal heading to the first paragraph, for the words "in High Courts in their extraordinary jurisdiction", the words "in the High Court of Delhi in its ordinary or extraordinary jurisdiction" shall be substituted;

(b) in the first paragraph, for the words "any of the said High Courts in any case coming before such Court in the exercise of its extraordinary original civil jurisdiction", the words "the High Court of Delhi in any case coming before that Court in the exercise of its ordinary or extraordinary original civil jurisdiction" shall be substituted;

(c) in the third paragraph, for the words "other than", the word "including" shall be substituted;

(d) after the fifth paragraph "or in the exercise of its jurisdiction as a Court of reference or revision;", the following paragraphs shall be inserted, namely:—

"or in the exercise of its jurisdiction to issue directions, orders or writs under the Constitution of India;

or in the exercise of its jurisdiction in any other matter;".

~~in the exercise of jurisdiction to issue writs, etc.
in the exercise of any other jurisdiction.~~

~~Amendment
of Schedule
II.~~

4. In Schedule II to the principal Act, in clause (d) of article 1, after sub-clause (ii), the following sub-clause shall be inserted, namely:—

"(ii-A) under article 226 of the Constitution of India other than petitions for *habeas corpus* and petitions arising out of criminal proceedings.

Fifty rupees".

5. (1) Notwithstanding anything contained in the principal Act or in the principal Act as amended by this Ordinance, fees shall be levied in suits or other proceedings instituted on or after the 31st day of October, 1966 and pending immediately before the commencement of this Ordinance in the High Court of Delhi by virtue, and in the exercise, of its ordinary original civil jurisdiction as if the principal Act, as amended by this Ordinance, had been in force on the respective dates on which such suits or proceedings were instituted.

Levy of fees
in suits, etc.,
instituted
before com-
mencement
of this
Ordinance.

(2) Any fees levied in respect of suits or other proceedings instituted before the High Court of Delhi by virtue, and in the exercise, of its ordinary original civil jurisdiction, on or after the 31st day of October, 1966 and disposed of before the commencement of this Ordinance shall be deemed to have been levied in accordance with law.

ZAKIR HUSAIN,
President.

V. N. BHATIA,
Secy. to the Govt. of India.

ERRATA

In the Punjab Reorganisation Act, 1966 (No. 31 of 1966) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated the 18th September, 1966,—

Page 358—

1. In section 2—

- (i) in clause (h), line 2, for "th" read "the";
- (ii) in clause (i), line 2, for "the means" read "the Union, means".

2. In section 3, sub-section (1), clause (c), for "and Narain-garh" read "and Naraingarh tehsils of".

Page 359—

In section 3, sub-section (2), line 2, for “as the” read “as the Jind”.

Page 361—

In section 6, sub-section (2), clause (i), line 4, for “fo m” read “form”.

Page 365—

In section 19, line, 6, after “Haryana” insert “,”.

Page 377—

In section 49, in the second proviso, line 3, for “suc” read “such”.

Page 392—

In section 75, line 11, for “croporate” read “corporate”.

Page 411—

In the Second Schedule, in item 4, column 1, for the last word “J umro” read “Jhumro”.